

~~EILED~~~~MAR 10 1999~~~~U. S. DISTRICT COURT  
EASTERN DISTRICT OF MO  
ST. LOUIS~~

# United States District Court

## Eastern District of Missouri

UNITED STATES OF AMERICA

v.

Nathan Williams, Jr.

## JUDGMENT IN A CRIMINAL CASE

(For Offenses Committed On or After November 1, 1987)

Case Number: S2-4:98CR152 RWS

Richard H. Sindel

Defendant's Attorney

## THE DEFENDANT:

pleaded guilty to count(s) \_\_\_\_\_

pleaded nolo contendere to count(s) \_\_\_\_\_ which was accepted by the court.

was found guilty on count(s) 1 after a plea of not guilty

<u>Title &amp; Section</u>	<u>Nature of Offense</u>	<u>Date Offense Concluded</u>	<u>Count Number(s)</u>
21USC 841(a)(1)&846	Conspiracy to possess with intent to distribute in excess of 100 grams of heroin & in excess of 500 grams of cocaine.	3-98	1

The defendant is sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

The defendant has been found not guilty on count(s) 2

Count(s) \_\_\_\_\_ dismissed on the motion of the United States.

IT IS FURTHER ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

Defendants Soc. Sec. No.: 491-74-3631March 9, 1999Defendant's Date of Birth: 7/9/64

Date of Imposition of Judgment

Defendant's USM No.: 21807-044Rodney W. Sippel

Defendant's Residence Address:

Signature of Judicial Officer

1445 Peabody CourtSt. Louis, MO 63104

Honorable Rodney W. Sippel

United States District Judge

Name &amp; Title of Judicial Officer

Defendant's Mailing Address:

March 9, 1999same

Date

K108

DEFENDANT: Nathan Williams, Jr.CASE NUMBER: S2-4:98CR152 RWS**IMPRISONMENT**

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of 294 months.

The court makes the following recommendations to the Bureau of Prisons:

A F.C.I. facility as close as possible to the St. Louis, MO area with a drug treatment program available.

The defendant is remanded to the custody of the United States Marshal.

The defendant shall surrender to the United States Marshal for this district:

at \_\_\_\_\_ a.m./pm on \_\_\_\_\_  
 as notified by the United States Marshal.

The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

before 2 p.m. on \_\_\_\_\_  
 as notified by the United States Marshal.  
 as notified by the Probation or Pretrial Services Office.

**RETURN**

I have executed this judgment as follows:

---

---

---

Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_  
at \_\_\_\_\_, with a certified copy of this judgment.

---

UNITED STATES MARSHAL

By \_\_\_\_\_  
Deputy U.S. Marshal

DEFENDANT: Nathan Williams, Jr.CASE NUMBER: S2-4:98CR152 RWS

## SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 5 years.

1. The defendant shall refrain from any unlawful use of a controlled substance, and submit to a drug test within 15 days of release on supervised release, and at least two periodic drug tests thereafter for use of a controlled substance.
2. The defendant shall participate, as directed by the probation officer, in a drug or alcohol abuse treatment program which may include substance abuse testing, counseling, residence in a Community Corrections Center, residence in a Comprehensive Sanctions Center, or in-patient treatment in a treatment center or hospital.

The defendant shall report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not commit another federal, state, or local crime.

The defendant shall not illegally possess a controlled substance.

*For offenses committed on or after September 13, 1994:*

The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as directed by the probation officer.

The above drug testing condition is suspended based on the court's determination that the defendant poses a low risk of future substance abuse. (Check, if applicable.)

The defendant shall not possess a firearm as defined in 18 U.S.C. § 921. (Check, if applicable.)

If this judgment imposes a fine or a restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine or restitution that remains unpaid at the commencement of the term of supervised release in accordance with the Schedule of Payments set forth in the Criminal Monetary Penalties sheet of this judgment.

The defendant shall comply with the standard conditions that have been adopted by this court (set forth below). The defendant shall also comply with the additional conditions on the attached page (if indicated below).

## STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

DEFENDANT: Nathan Williams, Jr.CASE NUMBER: S2-4:98CR152 RWS**CRIMINAL MONETARY PENALTIES**

The defendant shall pay the following total criminal monetary penalties in accordance with the schedule of payments set forth on Sheet 5, Part B.

	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
Count 1	<u>\$100.00</u>	_____	_____
	<u>due immediately</u>	_____	_____
	_____	_____	_____
Totals:	<u>\$100.00</u>	_____	_____

If applicable, restitution amount ordered pursuant to plea agreement ..... \_\_\_\_\_

**FINE**

The above fine includes costs of incarceration and/or supervision in the amount of \_\_\_\_\_.

The defendant shall pay interest on any fine of more than \$2,500, unless the fine is paid in full before the fifteenth day after the date of judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options on Sheet 5, Part B may be subject to penalties for default and delinquency pursuant to 18 U.S.C. § 3612(g).

The court determined that the defendant does not have the ability to pay interest and it is ordered that:

- The interest requirement is waived.
- The interest requirement is modified as follows:

**RESTITUTION**

The determination of restitution is deferred until \_\_\_\_\_ . An Amended Judgment in a Criminal Case will be entered after such a determination.

The defendant shall make restitution, payable through the Clerk of Court, to the following payees in the amounts listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportional payment unless specified otherwise in the priority order or percentage payment column below.

<u>Name of Payee</u>	<u>* Total Amount of Loss</u>	<u>Amount of Restitution Ordered</u>	<u>Priority Order or Percentage of Payment</u>
----------------------	-------------------------------	--------------------------------------	--

Totals: \_\_\_\_\_

\* Findings for the total amount of losses are required under Chapters 1 09A, 1 10, 1 10A, and 11 3A of Title 18 for offenses committed on or after September 13, 1994 but before April 23, 1996.

DEFENDANT: Nathan Williams, Jr.CASE NUMBER: S2-4:98CR152 RWS**STATEMENT OF REASONS** The court adopts the factual findings and guideline application in the presentence report.**OR** The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):**Guideline Range Determined by the Court:**

Total Offense Level: \_\_\_\_\_

Criminal History Category: \_\_\_\_\_

Imprisonment Range: \_\_\_\_\_ to \_\_\_\_\_ months

Supervised Release Range: \_\_\_\_\_ to \_\_\_\_\_ years

Fine Range: \_\_\_\_\_ to \_\_\_\_\_

 Fine waived or below the guideline range because of inability to pay.

Total Amount of Restitution: \_\_\_\_\_

 Restitution is not ordered because the complication and prolongation of the sentencing process resulting from the fashioning of a restitution order outweighs the need to provide restitution to any victims, pursuant to 18 U.S.C. § 3663(d). For offenses committed on or after September 13, 1994 but before April 23, 1996 that require the total amount of loss to be stated, pursuant to Chapters 109A, 110, 110A, and 113A of Title 18, restitution is not ordered because the economic circumstances of the defendant do not allow for the payment of any amount of a restitution order, and do not allow for the payment of any or some portion of a restitution order in the foreseeable future under any reasonable schedule of payments. Partial restitution is ordered for the following reason(s): The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by the application of the guidelines.**OR** The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

The serious nature of the offense and the defendant's criminal history, which includes convictions for robbery and three drug related offenses.

**OR** The sentence departs from the guideline range: upon motion of the government, as a result of defendant's substantial assistance. for the following specific reason(s):

E & k2S &l14C &l1E &l7.64C &a1L &a132M &l66F E &k2S &l14C &l1E &l7.64C &a0L &l66  
F  
UNITED STATES DISTRICT COURT - EASTERN MISSOURI  
INTERNAL RECORD KEEPING

AN ORDER, JUDGMENT OR ENDORSEMENT WAS SCANNED AND FAXED TO THE FOLLOWING INDIVIDUALS ON 03/10/99 by clippold  
4:98cr152 USA vs Williams

COPIES FAXED AND/OR MAILED TO THE PARTIES LISTED BELOW AND THE UNITED STATES PROBATION OFFICE AND UNITED STATES PRETRIAL SERVICE OFFICE. IF THIS IS A JUDGMENT IN A CRIMINAL CASE SEND CERTIFIED COPIES TO THE FOLLOWING:  
3 Certified Copies to USM  
2 Certified Copies to USP  
1 Certified Copy to BOP

Daniel Brown - 62167 Fax: 314-231-0442  
William Ekiss - 78284 Fax: 314-725-8443  
Stephen Gilmore - 3214 Fax: 314-421-0905  
Dean Hoag - 6426 Fax: 314-539-7695

3/10/99  
K. M. E.

Richard Moran - 71755  
MORAN AND GOLDSTEIN  
1221 Locust  
Suite 1000  
St. Louis, MO 63103

Gloria Reno - 47944 Fax: 314-231-4072  
Bruce Simon - Fax: 816-471-0408  
Richard Sindel - 4380 Fax: 314-721-8545

E

OSU

FIN